

Chairman Lowell Johnson called the regularly scheduled meeting to order at 10:01 a.m. with Commissioners Lowell Johnson, Rod Johnson and Vap present, and Commissioners Boyle and Landis excused. Chairman Johnson also invited the public to address the Commission at any point during the meeting. He also announced that a copy of the Nebraska Open Meetings Act was available in the meeting room.

COMMUNICATIONS DEPARTMENT

Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to enter an order granting applications AD-365r through AD-368. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

AD-365r In the Matter of Academy Collection Service, Inc., Phila-
AD-366r delphia, Pennsylvania, seeking authority to register and
AD-367r connect an automatic dialing-announcing device.

AD-368 In the Matter of Option One Mortgage Corporation, Jackson-
 ville, Florida, seeking authority to register and connect
an automatic dialing-announcing device.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting applications C-3694, C-3699 and C-3701. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

C-3694 In the Matter of DSLnet Communications, LLC, Wallingford,
 Connecticut and MDS Acquisition, Inc., Costa Mesa, Califor-
nia, seeking approval of a transfer of control to DSLnet Communica-
tions, LLC.

C-3701 In the Matter of Universal Access, Inc, Chicago, Illinois,
 seeking cancellation of the authority to provide resold and
facilities-based interexchange and local exchange telecommunications
services and withdrawal of tariffs within the state of Nebraska,
previously granted in Docket C-2223.

C-3699 In the Matter of Eastern Nebraska Telephone Company, Blair,
 seeking a Wireless Interconnection and Reciprocal
Compensation Agreement with NPCR, Inc., Overland Park, Kansas.

Gene Hand reported on the National Association of Regulatory Utility Commissioners (NARUC) Conference held in Miami, Florida, from November 10 through 15, 2006.

COMMUNICATIONS DEPARTMENT (Cont.)

Gene Hand reported that a Nebraska Internet Enhancement Fund (NIEF) Advisory Board Meeting is scheduled for December 14, 2006, at 2:00 p.m. in the Commission Library, Lincoln; Columbus Public Library, Columbus Room, 2nd floor, 2504 14th Street, Columbus; McMillen Hall, Room 208, 1205 East 3rd Street, McCook; Panhandle Learning Center, High Plains Room, 4502 Avenue "I," Scottsbluff; Chadron State College, Student Center, Scottsbluff Room, 10th and Main, Chadron; and Western Nebraska Community College, Room 122, 371 College Drive, Sidney.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-011/ In the Matter of the Commission, on its own motion, seeking
PI-79 to establish Phase II enhanced wireless 911 service
Implementation: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order requesting PSAP's to notify Department of the continuation of services from vendors approved prior to October 24, 2006. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order approving a funding request for GIS mapping for Dockets 911-023.5 through 911-023.50. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

911-023.5 Hall County, Grand Island
911-023.25 Lincoln County, North Platte.
911-023.38 McCook Police Department, McCook
911-023.48 York County, York
911-023.49 Sheridan County, Rushville.
911-023.50 Harlan/Phelps Counties, Holdrege

Jeff Pursley discussed the draft of a letter to the Governor regarding the Wireless E911 Advisory Board recommendations: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to approve the letter to the Governor. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

NUSF-62 In the Matter of the Commission, on its own motion, requiring Qwest Corporation to show cause as to why its Nebraska eligible telecommunications carrier designation relating to the Nebraska Telehealth Program should not be revoked: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order continuing the hearing previously scheduled for December 14, 2006 to December 19, 2006 at 10:00 a.m. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

Jeff Pursley discussed the credit reimbursement request from TCG Omaha for overpayment of NUSF surcharge payments from February, 2006 through July, 2006: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to approve the credit refund request from TCG Omaha. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

Jeff Pursley reported on the Late-Filed NUSF Late-Filed Carrier Remittance: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to levy late fees against NE Colorado Cellular, Inc. and USA Digital Communications. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

NATURAL GAS DEPARTMENT

Motion made by Commissioner Vap, seconded by Commissioner Rod Johnson, to enter a planning conference order scheduling a technical and prehearing conference for January 17, 2007, at 1:30 p.m. and a hearing for February 14, 2007, at 10:00 a.m. both to be held in the Commission Hearing Room, Lincoln and granting interventions in NG-0039 and NG-0040. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Vap voting AYE, and Commissioners Boyle and Landis excused not voting. Commissioner Vap presiding as Hearing Officer.

NG-0039 In the Matter of Kinder Morgan, Inc., Houston, Texas; KM Retail Utilities Holdco LLC, Houston, Texas; Source Gas Distribution LLC, Lakewood, Colorado, Source Gas Holdings LLC, Stamford, Connecticut; and Source Gas LLC, Stamford, Connecticut; seeking approval of (1) the proposed transfer of Kinder Morgan, Inc.'s Nebraska Certificate of Convenience and utility assets to Source Gas Distribution LLC; and (2) the proposed change of control of Source Gas Distribution LLC from Kinder Morgan, Inc. to Source Gas LLC.

NG-0040 In the Matter of Kinder Morgan, Inc., Houston, Texas; KM Retail Utilities Holdco LLC, Houston, Texas; Source Gas Distribution LLC, Lakewood, Colorado, seeking approval of asset transfer of jurisdictional utility assets.

NG-0041 In the Matter of Aquila, Inc., d/b/a Aquila Networks (Aquila), Omaha, seeking individual general rate increases for Aquila's Rate Area One, Rate Area Two, and Rate Area Three: Laura Demman reported that the application was filed November 15, 2006. Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson to enter a Notice of Assessment Order. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting. Commissioner Landis was appointed Hearing Officer.

NATURAL GAS DEPARTMENT (Cont.)

Laura Demman reminded the Commission of upcoming public hearings previously scheduled in the Kinder Morgan rate case, Docket NG-0036.

RULES AND REGULATIONS

Rule and In the Matter of the Commission, on its own motion, seeking
Regulation to amend Title 291, Chapter 5, Telecommunications Rules and
#159 Regulations, to add rules for the administration of the
Telecommunications Relay Systems Act: Motion made by
Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter
an order scheduling a hearing for January 9, 2007 at 2:00 p.m. in the
Commission Hearing Room, Lincoln. Motion passed with Commissioners
Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and
Commissioners Anne Boyle and Frank Landis excused not voting.
Commissioner Rod Johnson was appointed Hearing Officer.

TRANSPORTATION DEPARTMENT

B-1689 In the Matter of Kountry Limousine Company, Bennington,
seeking authority as a common carrier in Nebraska intra-
state commerce in the transportation of passengers and their baggage
in limousine service between points in Douglas, Washington, and Dodge
counties and between points in said counties over irregular routes.
RESTRICTION: The transportation of railroad train crews and their
baggage is not authorized: A video hearing was scheduled for
January 24, 2007, at 9:30 a.m. in the Commission Library, Lincoln and
Nebraska State Office Building, Room 207, 2nd Floor, 1313 Farnam
Street, Omaha. Commissioner Boyle was appointed Hearing Officer.

B-1690 In the Matter of SDG Transportation, Inc., d/b/a Classic
Limousine Service, Oakland, Iowa, seeking to acquire the
certificate held by A & R Klassic Kars Limousine Service, LLC, in
Certificate Number B-1599: A video hearing was scheduled for
January 18, 2007, at 9:30 a.m. in the Commission Library, Lincoln, and
Nebraska State Office Building, Room 207, 2nd Floor, 1313 Farnam
Street, Omaha. Commissioner Landis was appointed Hearing Officer.

B-1685 In the Matter of James E. & Rhonda Joneson, d/b/a Leisure
Limousine and Sedan Service, seeking to acquire, through
transfer, the authority held by A & R Klassic Kars Limousine Service,
LLC, in Certificate Number B-1599. Commissioner Landis presiding as
Hearing Officer: A video hearing was scheduled for January 18, 2007
at 9:30 a.m. in the Commission Library, Lincoln, and Nebraska State
Office Building, Room 207, 2nd Floor, 1313 Farnam Street, Omaha.

TRANSPORTATION DEPARTMENT (Cont.)

Rate Division

BR-320 In the Matter of R & F Hobbies, Inc., d/b/a Prince of the Road, Ravenna, seeking authority to adjust its rates and charges: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish a fuel surcharge in Nebraska Official Household Goods Tariff 7-F: The fuel surcharge was increased to 60 cents per mile.

GRAIN WAREHOUSE DEPARTMENT

GW-19 In the Matter of Basso, McClure & Goeglein, LLP, seeking a measure-up of grain in the facilities of J. E. Meuret Grain Co., Inc., Brunswick, Atkinson, Orchard and Creighton: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to grant the request with necessary fees to be paid by the applicant. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Vap voting AYE, and Commissioners Boyle and Landis excused not voting.

GW-1871 In the Matter of John A. Fecht, Director, Grain Warehouse
GWC-417 Department, Complainant, v. Hergert Grain, Inc., Scotts-bluff, Defendant: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order approving the stipulation, dismissing complaint and canceling the hearing previously scheduled for December 13, 2007. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE and Commissioners Anne Boyle and Frank Landis excused not voting.

GENERAL ADMINISTRATION

Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to approve the following Commission invoices. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

DAS-Central Finance-Printing	\$	955.78
DAS Materiel-Office Supplies		534.81
Latimer Reporting		654.30
Thomson West		766.14
Maurice Gene Hand		1,594.15
Jeff Pursley		508.19
Anne Boyle		465.12
Lowell Johnson		1,048.37

GENERAL ADMINISTRATION (Cont.)

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Aksarben TDD Service	\$ 1,963.70
Alternative Hearing	1,215.00
Associated Hearing Health	1,136.35
B Hear Inc.	4,369.85
Beltone	2,517.70
Dynavox Systems, LLC	1,000.00
Grand Island Hearing Aid Center	1,616.56
Hamilton Telecommunications	614.85
Harris Communications	364.99
Hearing Aid Center of Columbus	199.00
Hearing Aid Specialists Inc.	1,194.95
Carl A. Johnson Jr.	1,202.05
Johnson Hearing Aid Service	500.87

GENERAL ADMINISTRATION (Cont.)

K-D Communications	2,792.55
Professional Hearing Aid Services	799.95
Sherard Hearing Aid Center	852.80
Teltex	362.05
Hearing Clinic Inc	510.00
Weitbrecht Communications	3,662.00
Western ENT Associates	249.95

The Commissioners discussed a policy manual issue.

The meeting adjourned at 10:35 a.m. with Commissioners Lowell Johnson, Rod Johnson and Vap present, and Commissioners Boyle and Landis excused. The next regularly scheduled meeting will be held on November 28, 2006, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on November 27, 2006.

Chairman

Executive Director